

remarks; but this is not an excuse. This is very serious.

We are now faced with the biggest deficit in the history of this country; and every single Member, Republican and Democrat, liberal and conservative, should be worried about it because we are passing this on to our kids and our grandkids. That is no joking matter. That is serious.

I believe if we do not reverse this trend, we will undercut our ability to grow jobs. So I want tax relief, but I also want us to be fiscally responsible and pay for it. That is consistent with the statement of my colleague from North Carolina, who I have great admiration for. I just wish when we say these things, we would actually fight to make them a reality on this House floor.

Mr. Speaker, I reserve the balance of my time.

Mrs. MYRICK. Mr. Speaker, I yield myself such time as I may consume and would just say that I am glad the gentleman agrees that we need tax relief and we need fiscal constraint, because the budget we are looking at bringing forward, of course, has a freeze on spending, which is a very important part of this to reduce the deficit.

And again I would just say that we have a difference in how we look at this and how we pay for the tax cuts, because we believe that there will be increased monies coming in to the Treasury through the economic generation that is done with the tax relief. It has happened throughout history. And because of that, we will see the tax cuts paid for and the deficit reduced.

Mr. Speaker, I yield 2 minutes to the gentleman from Georgia (Mr. LINDER), another distinguished member of the Committee on Rules.

Mr. LINDER. Mr. Speaker, I rise in support of this rule, and I thank my friend and colleague from the Committee on Rules, the gentlewoman from North Carolina (Mrs. MYRICK), for yielding me this time.

Mr. Speaker, this is a traditional rule for legislation that amends the Internal Revenue Code, and I am pleased the House will have the opportunity to consider the merits of the underlying legislation and also an amendment from the ranking minority member of the Committee on Ways and Means, the gentleman from New York (Mr. RANGEL).

Mr. Speaker, our Nation's Tax Code remains hopelessly complex. Just a few years ago, it was so convoluted from years of tax changes that it punished married taxpayers merely because they were married. Unfortunately, only under this current monstrosity of a Tax Code could the marriage penalty that this House eliminated reappear in the very near future. This rule before the House, H. Res. 607, will give Members of the House an opportunity to consider legislation that not only makes the Tax Code fairer but also ensures that we can halt a targeted tax increase on married Americans.

I want to commend the gentleman from Pennsylvania (Mr. GERLACH) for introducing this important legislation, H.R. 4181, which extends indefinitely the tax relief that the Congress and President Bush enacted in 2001 and 2003 to help married couples.

Previously, our income tax code penalized couples who got married, frequently forcing them to pay higher taxes than if they had remained single. If we fail to enact H.R. 4181, tax rates will revert to their pre-2001 levels, and the marriage tax penalty will be reinstated at the end of this year.

As a Nation built on strong families, we should promote marriage, not penalize it. Our tax system should not discourage getting married and raising a family. Therefore, it is imperative we pass H.R. 4181 today.

Mr. Speaker, I urge my colleagues to join me in supporting this rule so we may proceed to debating the underlying legislation.

Mr. MCGOVERN. Mr. Speaker, I yield myself the balance of my time.

Again, Mr. Speaker, I would urge my colleagues on both sides of the aisle to support the Democratic substitute that the gentleman from New York (Mr. RANGEL) and the gentleman from California (Mr. MATSUI) will offer. I think it is a responsible way to approach this issue because it supports marriage penalty tax relief, but it pays for it.

The gentlewoman from North Carolina mentioned that their budget resolution urges that we pay for additional spending programs. I am all for pay-as-you-go rules, but I think they should also apply to tax cuts. I think it is the responsible thing to do.

I think all of us here would like to go home to our districts and talk about all the tax relief that we can provide our American families; but I think without specifying how we are going to pay for it, it is really irresponsible. It is a nice press release. It is a nice kind of public relations item. But if we do not pay for it, what we are really doing is we are passing the burdens on to future generations, to our children, our grandchildren, and our great grandchildren.

My grandfather used to say to me that you cannot have dessert without first having your spinach, and I think that that is a good lesson for us to apply to how we do business on the House floor. It is nice to get up here and talk about tax cuts and tax cuts and tax cuts, but it would be better to do so in the context that we pay for them. I think that is what the American people expect. That is what American families have to do. They pay as they go. They have to live within their means, and I think that same lesson should apply here.

So having said that, Mr. Speaker, we have no objection to the rule, but I would urge my colleagues very strongly to do the responsible thing and to support the Rangel-Matsui Democratic substitute.

Mr. Speaker, I yield back the balance of my time.

Mrs. MYRICK. Mr. Speaker, I yield myself such time as I may consume, and I say to my friend from Massachusetts that tax cuts do not cost money, they make money.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. CULBERSON). Pursuant to clause 8 of rule XX, proceedings will now resume on motions to suspend the rules previously postponed. Votes will be taken in the following order:

H.R. 4219, by the yeas and nays; and S. 1904, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. The remaining electronic vote will be conducted as a 5-minute vote.

#### SURFACE TRANSPORTATION EXTENSION ACT OF 2004, PART II

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 4219.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. PETRI) that the House suspend the rules and pass the bill, H.R. 4219, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 410, nays 0, not voting 23, as follows:

[Roll No. 134]

YEAS—410

Abercrombie	Bono	Coble
Ackerman	Boozman	Cole
Aderholt	Boswell	Collins
Akin	Boucher	Conyers
Alexander	Boyd	Cooper
Allen	Bradley (NH)	Costello
Andrews	Brady (PA)	Cox
Baca	Brady (TX)	Cramer
Bachus	Brown (OH)	Crane
Baird	Brown (SC)	Crenshaw
Baker	Brown, Corrine	Crowley
Baldwin	Brown-Waite,	Cubin
Ballance	Ginny	Culberson
Ballenger	Burgess	Cummings
Barrett (SC)	Burns	Cunningham
Bartlett (MD)	Burr	Davis (AL)
Barton (TX)	Burton (IN)	Davis (CA)
Bass	Buyer	Davis (FL)
Beauprez	Calvert	Davis (TN)
Becerra	Camp	Davis, Jo Ann
Bell	Cannon	Davis, Tom
Bereuter	Cantor	Deal (GA)
Berkley	Capito	DeFazio
Berman	Capps	DeGette
Berry	Capuano	Delahunt
Biggart	Cardoza	DeLauro
Bilirakis	Carson (IN)	DeLay
Bishop (GA)	Carson (OK)	Deutsch
Bishop (NY)	Carter	Diaz-Balart, L.
Bishop (UT)	Case	Diaz-Balart, M.
Blackburn	Castle	Dicks
Blumenauer	Chabot	Dingell
Blunt	Chandler	Doggett
Boehlert	Chocola	Dooley (CA)
Boehner	Clay	Doolittle
Bonilla	Clyburn	Doyle

Dreier	Knollenberg	Price (NC)	Wilson (NM)	Woolsey	Young (AK)	Brady (TX)	Goodlatte	McCotter
Duncan	Kolbe	Pryce (OH)	Wilson (SC)	Wu	Young (FL)	Brown (OH)	Goss	McCrery
Dunn	Kucinich	Putnam	Wolf	Wynn		Brown (SC)	Granger	McDermott
Edwards	LaHood	Quinn				Brown, Corrine	Graves	McGovern
Ehlers	Lampson	Radanovich				Brown-Waite,	Green (TX)	McHugh
Emanuel	Langevin	Rahall				Ginny	Green (WI)	McInnis
Emerson	Lantos	Ramstad	Bonner	Hastings (FL)	Rothman	Burgess	Grijalva	McIntyre
Engel	Larsen (WA)	Rangel	Cardin	Hoefel	Shuster	Burns	Gutierrez	McKeon
English	Larson (CT)	Regula	Davis (IL)	Kilpatrick	Smith (NJ)	Burr	Gutknecht	McNulty
Eshoo	Latham	Rehberg	DeMint	Klecza	Tauzin	Buyer	Hall	Meehan
Etheridge	LaTourette	Renzi	Fattah	Millender-	Tiaht	Calvert	Harman	Meek (FL)
Evans	Leach	Reyes	Gephardt	McDonald	Toomey	Camp	Harris	Meeks (NY)
Everett	Lee	Reynolds	Gordon	Pascrell	Waters	Cannon	Hart	Menendez
Farr	Levin	Rodriguez	Greenwood	Rohrabacher	Wexler	Cantor	Hastings (WA)	Mica
Feeney	Lewis (CA)	Rogers (AL)				Capito	Hayes	Michaud
Ferguson	Lewis (GA)	Rogers (KY)				Capps	Hayworth	Millender-
Filner	Lewis (KY)	Rogers (MI)				Capuano	Hefley	McDonald
Flake	Linder	Ros-Lehtinen				Cardoza	Hensarling	Miller (FL)
Foley	Lipinski	Ross				Carson (IN)	Herger	Miller (MI)
Forbes	LoBiondo	Roybal-Allard				Carson (OK)	Hill	Miller (NC)
Ford	Lofgren	Royce				Carter	Hinchey	Miller, Gary
Fossella	Lowe	Ruppersberger				Case	Hinojosa	Miller, George
Frank (MA)	Lucas (KY)	Rush				Castle	Hobson	Moore
Franks (AZ)	Lucas (OK)	Ryan (OH)				Chabot	Hoekstra	Moran (KS)
Frelinghuysen	Lynch	Ryan (WI)				Chandler	Holden	Moran (VA)
Frost	Majette	Ryun (KS)				Chocola	Holt	Murphy
Gallely	Maloney	Sabo				Clay	Honda	Murtha
Garrett (NJ)	Manzullo	Sánchez, Linda				Clyburn	Hoolley (OR)	Musgrave
Gerlach	Markey	T.				Coble	Hostettler	Myrick
Gibbons	Marshall	Sanchez, Loretta				Cole	Houghton	Nadler
Gilchrest	Matheson	Sanders				Collins	Hoyer	Napolitano
Gillmor	Matsui	Sandlin				Conyers	Hulshof	Neal (MA)
Gingrey	McCarthy (MO)	Saxton				Cooper	Hunter	Nethercutt
Gonzalez	McCarthy (NY)	Schakowsky				Costello	Hyde	Neugebauer
Goode	McCollum	Schiff				Cox	Inslee	Ney
Goodlatte	McCotter	Schrock				Cramer	Isakson	Northup
Goss	McCrery	Scott (GA)				Crane	Israel	Norwood
Granger	McDermott	Scott (VA)				Crenshaw	Issa	Nunes
Graves	McGovern	Sensenbrenner				Crowley	Istook	Nussle
Green (TX)	McHugh	Serrano				Cubin	Jackson (IL)	Oberstar
Green (WI)	McInnis	Sessions				Culberson	Jackson-Lee	Obey
Grijalva	McIntyre	Shadegg				Cummings	(TX)	Olver
Gutierrez	McKeon	Shaw				Cunningham	Jefferson	Ortiz
Gutknecht	McNulty	Shays				Davis (AL)	Jenkins	Osborne
Hall	Meehan	Sherman				Davis (CA)	John	Ose
Harman	Meek (FL)	Sherwood				Davis (FL)	Johnson (CT)	Otter
Harris	Meeks (NY)	Shimkus				Davis (TN)	Johnson (IL)	Owens
Hart	Menendez	Simmons				Davis, Jo Ann	Johnson, E. B.	Oxley
Hastings (WA)	Mica	Simpson				Davis, Tom	Johnson, Sam	Pallone
Hayes	Michaud	Skelton				Deal (GA)	Jones (NC)	Pascrell
Hayworth	Miller (FL)	Slaughter				DeFazio	Jones (OH)	Pastor
Hefley	Miller (MI)	Smith (MI)				DeGette	Kanjorski	Paul
Hensarling	Miller (NC)	Smith (TX)				Delahunt	Kaptur	Payne
Herger	Miller, Gary	Smith (WA)				DeLauro	Keller	Pearce
Hill	Miller, George	Snyder				DeLay	Kelly	Pelosi
Hinchey	Mollohan	Solis				Deutsch	Kennedy (MN)	Pence
Hinojosa	Moore	Souder				Diaz-Balart, L.	Kennedy (RI)	Peterson (MN)
Hobson	Moran (KS)	Spratt				Diaz-Balart, M.	Kildee	Peterson (PA)
Hoekstra	Moran (VA)	Stark				Dicks	Kind	Petri
Holden	Murphy	Stearns				Dingell	King (IA)	Pickering
Holt	Murtha	Stenholm				Doggett	King (NY)	Pitts
Honda	Musgrave	Strickland				Dooley (CA)	Kingston	Platts
Hoolley (OR)	Myrick	Stupak				Doolittle	Kirk	Pombo
Hostettler	Nadler	Sullivan				Doyle	Kline	Pomeroy
Houghton	Napolitano	Sweeney				Dreier	Knollenberg	Porter
Hoyer	Neal (MA)	Tancredo				Duncan	Kolbe	Portman
Hulshof	Nethercutt	Tanner				Dunn	Kucinich	Price (NC)
Hunter	Neugebauer	Tauscher				Edwards	LaHood	Pryce (OH)
Hyde	Ney	Taylor (MS)				Ehlers	Lampson	Putnam
Inslee	Northup	Taylor (NC)				Emanuel	Langevin	Quinn
Isakson	Norwood	Terry				Emerson	Lantos	Radanovich
Israel	Nunes	Thomas				Engel	Larsen (WA)	Rahall
Issa	Nussle	Thompson (CA)				English	Larson (CT)	Ramstad
Istook	Oberstar	Thompson (MS)				Eshoo	Latham	Rangel
Jackson (IL)	Obey	Thornberry				Etheridge	LaTourette	Regula
Jackson-Lee	Oliver	Tiberi				Evans	Leach	Rehberg
(TX)	Ortiz	Tierney				Everett	Lee	Renzi
Jefferson	Osborne	Towns				Farr	Levin	Reyes
Jenkins	Ose	Turner (OH)				Feeney	Lewis (CA)	Reynolds
John	Otter	Turner (TX)				Ferguson	Lewis (GA)	Rodriguez
Johnson (CT)	Owens	Udall (CO)				Filner	Lewis (KY)	Rogers (AL)
Johnson (IL)	Oxley	Udall (NM)				Flake	Linder	Rogers (KY)
Johnson, E. B.	Pallone	Upton				Foley	Lipinski	Rogers (MI)
Johnson, Sam	Pastor	Van Hollen				Forbes	LoBiondo	Ros-Lehtinen
Jones (NC)	Paul	Velázquez				Ford	Lofgren	Ross
Jones (OH)	Payne	Visclosky				Fossella	Lowe	Roybal-Allard
Kanjorski	Pearce	Vitter				Frank (MA)	Lucas (KY)	Royce
Kaptur	Pelosi	Walden (OR)				Franks (AZ)	Lucas (OK)	Ruppersberger
Keller	Pence	Walsh				Frelinghuysen	Lynch	Rush
Kelly	Peterson (MN)	Wamp				Frost	Majette	Ryan (OH)
Kennedy (MN)	Peterson (PA)	Watson				Gallely	Maloney	Ryan (WI)
Kennedy (RI)	Petri	Watt				Garrett (NJ)	Manzullo	Ryun (KS)
Kildee	Pickering	Waxman				Gerlach	Markey	Sabo
Kind	Pitts	Weiner				Gibbons	Marshall	Sánchez, Linda
King (IA)	Platts	Weldon (FL)				Gilchrest	Matheson	T.
King (NY)	Pombo	Weldon (PA)				Gillmor	Matsui	Sanchez, Loretta
Kingston	Pomeroy	Whitfield				Gingrey	McCarthy (MO)	Sanders
Kirk	Porter	Wicker				Gonzalez	McCarthy (NY)	Sandlin
Kline	Portman					Goode	McCollum	Saxton

## NOT VOTING—23

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. CULBERSON) (during the vote). Members are advised they have 2 minutes within which to record their votes.

□ 1217

Ms. HART changed her vote from “nay” to “yea.”

So (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. PASCARELL. Mr. Speaker, on rollcall No. 134, had I been present, I would have voted “yea.”

Ms. MILLENDER-MCDONALD. Mr. Speaker, on rollcall No. 134, I was detained by constituents which is the reason for my not voting. Had I been present, I would have voted “yea.”

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8, rule XX, the remaining vote will be conducted as a 5-minute vote.

## WILKIE D. FERGUSON, JR., UNITED STATES COURTHOUSE

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 1904.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and pass the Senate bill, S. 1904, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 408, nays 0, not voting 25, as follows:

[Roll No. 135]

YEAS—408

Abercrombie	Barrett (SC)	Bishop (NY)
Ackerman	Bartlett (MD)	Bishop (UT)
Aderholt	Barton (TX)	Blackburn
Akin	Bass	Blumenauer
Alexander	Beauprez	Boehert
Allen	Becerra	Boehner
Andrews	Bell	Bonilla
Baca	Bereuter	Bono
Bachus	Berkley	Boozman
Baird	Berman	Boswell
Baker	Berry	Boucher
Baldwin	Biggert	Boyd
Ballance	Bilirakis	Bradley (NH)
Ballenger	Bishop (GA)	Brady (PA)